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September 14, 2016

## Via ECF

Hon. Laura Taylor Swain U.S. District Judge U.S. District Court (S.D.N.Y.) 500 Pearl Street New York, NY 10007

Re: Santana v. Latino Express Restaurants, Inc., et al.

Case No. 15 cv 4934 (LTS) (DCF)

## Your Honor:

This letter is respectfully submitted on behalf of the plaintiff in the above-captioned matter. In short, the plaintiff is submitting this letter to alert the Court that the parties have reached a settlement in principal and respectfully request the Court to stay all present deadlines (including, inter alia, the order entered August 25, 2016 directing the plaintiff to file Proposed Findings of Fact and Conclusions of Law concerning Plaintiff's NYCHRL claims no later than September 26, 2016 (see Docket #27)).

Furthermore, the plaintiff respectfully requests a reasonable time in order to file fairness materials for review by the Court pursuant to *Cheeks v. Freeport Pancake House*, 796 F.3d 199 (2d Cir. 2015), as claims were raised in this case pursuant to the Fair Labor Standards Act.

The plaintiff thanks the Court for its attention to this matter.

Respectfully submitted,

as Twei

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CC: Latino Express Restaurants, Inc. (via U.S. Mail) 888 Westchester Avenue Bronx, NY 10472

> Tommy Pimental (*via U.S. Mail*) Latino Express Restaurants, Inc. 1888 Westchester Avenue Bronx, NY 10472